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**Minutes  
Tempe Police Public Safety Personnel  
Retirement Board  
July 3, 2008**

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Minutes of the Tempe Police Public Safety Personnel Retirement Board, held on Thursday, July 3, 2008, 3:00 p.m., Tempe City Hall – Mayor’s Office, 31 E. 5<sup>th</sup> Street, Tempe, Arizona.

**Board Members Present:**

Todd Bailey  
Joe Schiefer  
Joe Brosius

**Board Members Absent:**

Jim Foley  
Mayor Hugh Hallman

**City Staff Present:**

Jan Hort, Clerk’s Office  
Lynna Soller, Human Resources

**Legal Counsel Present:**

David Niederdeppe, Attorney

Joe Schiefer called the meeting to order at 3:25 p.m.

Mayor Hallman was not present

**ITEM I – David Niederdeppe – Discussion of Board Processes**

The Fire and Police Pension Boards convened in joint session to discuss this Item.

**ITEM II – Consideration of Meeting Minutes**

Motion by Joe Brosius to approve the public meeting and executive meeting minutes of June 5, 2008. Second by Todd Bailey. Motion passed unanimously.

**ITEM III - Request for Hearing Regarding Previous Service Credits:**

Pamela Morris requested a hearing regarding the reversal of a prior decision in which her time from the Arizona State Retirement was converted to 2.965 and transferred to the Public Safety Retirement System in order to allow her to purchase her previous years of service which she lost through the conversion.

The Board determined that it would not have authority, in accordance with ARS §38-847 (E) to grant relief. The statutes places constraints on the board to "add to, subtract from, modify or waive any of the terms of the system, change or add to any benefits provided by the system, or waive or fail to apply and requirement of eligibility for membership or benefits under the system. ARS §38-921 and 922 further governs the money/credits between system as well as addressing the extinguishment of rights in the previous system upon completion of the transfer. Therefore, the board has no involvement in the transfer process. This process is under the authority of the Fund Administer. The board is only empowered to take action to approve the 2.965 years of service credit which Ms. Morris transferred.

A motion was made by Joe Brosius to have the board secretary send a letter to Ms. Morris stating the restraints of the local board and that the process is under the jurisdiction of the Fund Administrator. Second by Todd Bailey. Motion passed unanimously.

#### **ITEM V – Executive Session**

Joe Brosius made a motion to go to Executive Session. Second by Todd Bailey. Motion passed unanimously.

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**Meeting temporarily adjourned at 3:35 p.m. for Executive Session**

**Meeting reconvened at 3:50 p.m.**

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#### **ITEM IV – New Recruits**

Motion by Joe Brosius to approve the new recruits, **Matthew Jones** and **Jordan Larson** with notation to Executive Session. Second by Joe Schiefer. Motion passed unanimously.

#### **ITEM – VI - Rehire: Perry Dunn**

Motion by Joe Brosius that the secretary of the board send a letter to Mr. Dunn and the Police Chief that per statute that, if Perry Dunn is hired into the Patrol status, his public safety benefits will be suspended for the duration of time that he is assigned to Patrol. Second by Todd Bailey. Motion passed unanimously.

#### **ITEM VII - Retirement Applications:**

Motion by Joe Brosius to approve the DROP applications for **James Maselli** and **Donald Yennie**. Second by Todd Bailey. Motion passed unanimously.

Motion by Joe Brosius to approve the DROP to Retirement applications for **Roger Austin** and **David Lewis**. Second by Todd Bailey. Motion passed unanimously.

#### **ITEM VIII - Change in benefit calculations accepted at the June 5 meeting for the retirement of Richard Eccles**


Motion by Todd Bailey to accept the new calculations to include his military time purchased. Second by Joe Brosius. Motion passed unanimously.

**Future Agenda Items**

Adoption of Written Procedures

**The meeting was adjourned at 4:00 p.m.**

Prepared by:

  
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Jan Hort  
City Clerk